

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2008-296-T

IN RE: Petition of the Office of Regulatory Staff to)	
Rescind the Order of the Public Service)	MOTION TO RESCIND
Commission Granting a Class C (Taxi))	COMMISSION ORDER
Certificate of Public Convenience and)	NO. 2008-581
Necessity to Peter J. Moran For)	
Failure to Comply with Commission Order)	
No. 2008-556)	

The Office of Regulatory Staff ("ORS") hereby moves and requests that the Public Service Commission of South Carolina ("Commission") Rescind its Order Number 2008-581 issued in the above Docketed matter on August 21, 2008.

As stated in that Order, the Commission ruled that the Applicant Peter J. Moran ("MORAN" or "Applicant") was to file or cause to have filed with the Office of Regulatory Staff ("ORS") within sixty (60) days of the Order "the proper license fees, proof of liability insurance (i.e. "Form E"), and other information required by S.C. Code Ann. Section 58-23-10 et seq. (1976), as amended and by 26 S.C. Code Ann. Regs. 103-100 through 103-241 (Supp. 2007) of the Commission's Rules and Regulations for Motor Carriers....",

In support of this Motion, ORS would respectfully show:

1. That as of December 2, 2008, the ORS has not yet received from the Applicant MORAN a Form E, evidencing proof of liability insurance. See, Affidavit of George Parker attached hereto as Attachment A.

2. That as a result of the Applicants failure to provide the ORS with a Form E, the Applicant MORAN has not been issued a Certificate of Public Convenience and Necessity and has failed to comply with the terms of Commission Order No. 2008-581.

WHEREFORE, the ORS moves and requests that the Commission grant this Motion to Rescind Order No. 2008-581 based on the Applicant Moran's failure to comply with the terms and conditions of that Order. Further, the ORS requests that subsequent to the issuance of the Commission Order in this matter that this Docket be closed.

OFFICE OF REGULATORY STAFF

Shealy Boland Reibold
Shealy Boland Reibold, Esquire
Jeffrey M. Nelson, Esquire
Office of Regulatory Staff
1441 Main Street, Suite 300
Columbia, South Carolina 29201
(803) 737-0877

December 16, 2008
Columbia, South Carolina

ATTACHMENT A

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2008-296-T

December 12, 2008

IN RE: Application of Peter J. Moran)	
for a Class C Taxi Certificate)	AFFIDAVIT OF
of Certain Motor Carriers)	George Parker

The Affiant, after having been first duly sworn, deposes and states as follows:

- 1) My name is George Parker and I am employed by the Office of Regulatory Staff ("ORS") as Program Manager of the Transportation Department.
- 2) My office is located at 1401 Main Street, Suite 900, Columbia, South Carolina, 29201.
- 3) My duties and responsibilities as Program Manager for ORS Transportation Department include the overseeing of records for business filings associated with motor vehicle carriers subject to the jurisdiction of the Public Service Commission ("PSC").
- 4) It is the regular business practice of ORS to maintain certain business records required to be filed by motor vehicle carriers that are subject to the jurisdiction of the PSC.
- 5) As a result of my duties and responsibilities, I have knowledge of the manner in which the books and records are kept and of any books or records which are not complete or which are not on file with ORS.
- 6) On December 12, 2008, I examined the business records on file with ORS.
- 7) As a result of that examination, I attest that the proof of insurance, the license decal application form and fees, and the vehicle inspection and records audit, as required by S.C. Code Regs 103-171, 103-151, 103-150, and 103-133 have not been filed with ORS by the following company as of December 12, 2008:

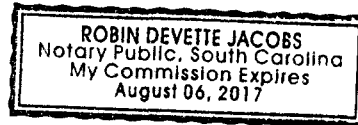
PETER J. MORAN 860 SILVER CREST MYRTLE BEACH SC 29579
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AND FURTHER THE AFFIANT SAYETH NOT.



George Parker
Program Manager, Transportation Department
Office of Regulatory Staff
1401 Main Street, Suite 900
Columbia, South Carolina 29201

Sworn and subscribed before me
this 12th day of December, 20 08



Robin Devette Jacobs
Notary Public for South Carolina
My Commission Expires: 06 Aug 2017

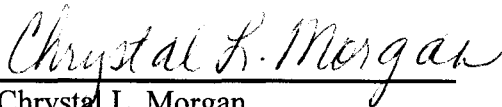
BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2008-296-T

Application of Peter J. Moran for a Class C)
(Taxi) Certificate of Public Convenience and)
Necessity for Operation of Motor Vehicle Carrier)

CERTIFICATE OF SERVICE

This is to certify that I, Chrystal L. Morgan, have this date served one (1) copy of the **MOTION TO RESCIND COMMISSION ORDER NO. 2008-581** in the above-referenced matter to the person(s) named below by causing said copy to be deposited in the United States Postal Service, first class postage prepaid and affixed thereto, and addressed as shown below:

Peter J. Moran
860 Silver Crest
Myrtle Beach, SC 29579



Chrystal L. Morgan

December 16, 2008
Columbia, South Carolina